

CITY COUNCIL, CITY OF LODI  
COUNCIL CHAMBER, CITY HALL  
December 16, 1953

This regular meeting of the City Council of the City of Lodi held beginning at 8:00 o'clock p.m. of Wednesday, December 16, 1953; Councilmen Hillman, Preszler, Rinn, Robinson and Richey (Mayor) present; none absent.

Minutes of the previous meetings, November 18, 1953 and December 2, 1953, were approved as written and mailed.

PUBLIC HEARINGS

GRANT  
DRIVEWAYS AT  
CORNER OF  
LOCKEFORD &  
CALIFORNIA ST.

Mr. Ben Horton appeared before the City Council to request permission to construct two driveways thirty feet in width along the north line of Lot 6 of the Peirano Tract and one 30-foot driveway on the east line of said Lot 6. Mr. Horton explained that the driveways will be necessary to give access to the service station which is to be constructed on this lot. He added that the proposed development on this corner would provide ample off-street parking space to compensate for the curb space lost due to the extra width driveways. On the motion of Councilman Preszler, Robinson second, the Council voted to approve the request subject to the approval of the City Engineer and the Chief of Police.

CANVASS  
VOTE  
SUNSET  
ADDITION  
ELECTION

At this time, the City Clerk presented and read his report on the special election held December 15, 1953, to determine whether the residents of the area included in the Sunset Addition wished to be annexed to the City of Lodi. The City Clerk presented the tabulation of votes cast for the canvass by the City Council. Upon completion of the canvass of the returns, Councilman Robinson moved that the City Clerk be instructed to enter the results of the election in the Records of the City Council of the City of Lodi as follows:

FOR ANNEXATION	46
AGAINST ANNEXATION	<u>13</u>

TOTAL VOTES CAST: 59

The Council then found and determined that a majority of the votes cast were in favor of the proposition submitted: "Shall Sunset Addition be annexed to, incorporated in and made a part of the City of Lodi?"

ANNEXATION  
APPROVED  
ORD. NO. 504  
INTRODUCED

Councilman Robinson then moved, Rinn second, the introduction of Ordinance No. 504, entitled "Approving the Annexation to the City of Lodi of Certain Inhabited Territory Designated as "Sunset Addition" Which is Contiguous to the City of Lodi". The motion was passed by a unanimous vote.

REPORTS OF THE CITY MANAGER

ORD. NO. 503  
INTRODUCED  
AMENDS  
TAXI  
ORDINANCE

The City Manager presented a proposed amendment to Ordinance No. 268, commonly known as the Taxi Ordinance. Mr. Weller explained that the proposed amendment will require taxi drivers to secure a permit. The applicant for a permit to drive or operate a taxi will be required to furnish fingerprints, photographs, and information regarding previous convictions of a criminal nature. Ordinance No. 503, entitled "An Ordinance Amending Ordinance No. 268 by adding a New Section Thereto, Section 5 (a), Providing for a Driver's Permit", was then introduced on the motion of Councilman Robinson, Hillman second.

GASOLINE  
SPECIFICATIONS

Specifications for furnishing the City's requirements of gasoline for the calendar year beginning January 1, 1954, were approved on the motion of Councilman Rinn, Hillman second.

REPORT  
ON PUC  
TELEPHONE  
RATE HEARING

Mr. Weller reported that, together with City Attorney Mullen, he had attended the hearing before the Public Utilities Commission in which the Pacific Telephone Company was requesting a rate increase. He stated that they had been primarily interested in learning the methods used in the cross examination of the Company's witnesses and in the procedures of the hearing. He added that he felt reassured that the Commission staff was doing a competent job of cross examination.

DR. BOEHMER  
REAPPOINTED  
TO BOARD OF  
TRUSTEES  
S.J.L.H.D.

The City Manager read a letter from the Secretary of the San Joaquin Local Health District informing the City Council that due to action by the Legislature in 1951 in extending the term of office for members of the Board of Trustees from two to four years, the Board of Trustees of the San Joaquin Local Health District had voted to vacate all positions on the Board of Trustees as of January 1, 1954. It is therefore necessary for the City of Lodi to appoint a member to the Board of Trustees effective January 2, 1954. Dr. A.C. Boehmer has represented the City of Lodi on the Board for many years, and it was generally felt that he would be willing to accept reappointment if the City Council so desired. On the motion of Councilman Robinson, Preszler second, Dr. A.C. Boehmer was appointed to the Board of Trustees of the San Joaquin Local Health District for a term to conform with the rules as determined by the Board of Trustees.

HANDEL  
CURB & GUTTER  
PROCEEDINGS  
REPORT

Mr. Weller submitted a report from the City Engineer that curb and gutter had been installed on the property designated as Lot 3 in Block 7, Moran-Handel Tract, except the west 70 feet thereof, and that such installation cost \$199.45. The report further stated that the owner of the property, William E. Handel, had been notified that a hearing on this report would be held before the City Council on January 6, 1954.

APPROVE  
UTILITY  
EXTENSION  
AGREEMENT  
WITH  
STOCKTON BOX  
COMPANY

The City Manager submitted a proposed agreement between the City of Lodi and the Stockton Box Company to provide for the collection and repayment of a deposit to cover the cost of installing water and electric lines to the property owned by the Stockton Box Company. Mr. Weller explained that the terms of the agreement were similar to those in the standard agreement form for utility extensions to subdivisions adopted by the City Council, but that the Stockton Box Company wished particular evidence of the Mayor's authority to sign the agreement. Councilman Rinn moved, Hillman second, that the Mayor be authorized to execute the agreement for the City and that the City Clerk be instructed to mail an extract of the Minutes of the City Council to the Stockton Box Company. The motion carried with a unanimous vote.

Claims in the Amount of \$53,151.71 were approved on the motion of Councilman Preszler, Rinn second.

## CITY PLANNING COMMISSION

REICH  
VARIANCE

Mr. Weller read a memorandum from the Secretary of the Planning Commission informing the City Council that on December 1, 1953, the Zoning Committee granted a variance to Section 7.3(1) of the Zoning Ordinance to permit a 15-foot set-back for a house to be constructed by Mr. Roland Reich at 918 Wellswood Avenue.

IMPOUNDED  
TIDELANDS  
OIL FUNDS

Mr. Weller read a letter from the Shoreline Planning Association of California, Inc., regarding the interim Committee, set up by the 1953 Legislature, authorized to reconsider the provisions of Section 6816 of the Public Resources Code, which assigns 70% of the royalties from tidelands oil drillings for development of parks and beaches. The association stated that it is its belief that strong representations will be made to break down the present code. The City Council was urged to meet this challenge by adopting a resolution urging the retention of the present provisions of Section 6816 of the Public Resources Code. Mayor Richey stated that she did not believe all of the impounded tidelands funds should be used for parks and beaches, but that there were more important uses for the funds. Councilman Robinson stated that Lodi has an interest in seeing that funds are available for development of Lodi Lake Park, and that he favored the adoption of such a resolution. Councilman Rinn pointed out that the rapid rate of increase of population in California makes it necessary to acquire and develop park sites immediately before they are taken over by commercial interests. At the suggestion of Councilman Rinn, Mayor Richey instructed the City Manager to contact Dr. Burns in Stockton to get his reaction to the suggestion of the Shoreline Planning Association and his opinion of the organization itself.

EMERSON  
SCHOOL  
GROUNDS  
TO BE SOLD

Mr. Weller then read a letter from the Superintendent of Schools in reply to a letter from the City Manager requesting some guarantee of the years that the Emerson School grounds would be available for use by the City for recreational purposes. In his letter Mr. Nichols informed the City that the Elementary School Board had adopted a resolution offering the building and grounds for sale to the highest bidder. Further plans for disposing of the property will be discussed at the February 8, meeting of the Board.

AWARD  
TRACTOR

The award for the tractor for use in the Recreation and Parks Department was made to the only bidder complying with the specifications, the Lodi Tractor Company, on the motion of Councilman Robinson, Rinn second.

EHRHARDT  
ANNEXATION  
APPROVEDORD. NO. 502  
ADOPTED

ORDINANCE NO. 502, "APPROVING THE ANNEXATION OF THE EHRHARDT ADDITION TO THE CITY OF LODI AND DECLARING THAT THE SAME IS ANNEXED TO AND MADE PART OF THE CITY OF LODI", having been regularly introduced on December 3, 1953, was brought up for passage on the motion of Councilman Preszler, Robinson second, second reading omitted after reading by title, and then passed, adopted and ordered to print by the following vote:

AYES: Councilmen - Hillman, Preszler, Rinn,  
Robinson and Richey

NOES: Councilmen - None

ABSENT: Councilmen - None

Mayor Richey then signed Ordinance No. 502 in approval thereof.

RES. NO. 1785  
ADOPTED  
DOWNTOWN  
ST. LIGHTING  
DISTRICT

The Assessment Diagram, showing by boundary line, the extent of the territory to be included and the owners of the property to be assessed for the improvements in the Downtown Street Lighting District, was presented and approved with the adoption of Resolution No. 1785.

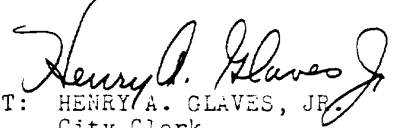
On the motion of Councilman Rinn, the meeting was then adjourned to Wednesday, December 23, 1953, at the hour of 5:00 o'clock p.m.

On the motion of Councilman Robinson, Preszler second, the meeting was again called to order by Mayor Richey.

COURTHOUSE  
SITE

Councilman Robinson stated that he felt the City Council should take a stand on the question of the location of the proposed County Courthouse. He related that members of the Planning Commission had recently attended a meeting in the City of Tracy at which this matter was thoroughly discussed. Councilman Preszler stated that the County Planning Commission expected to make a recommendation to the Board of Supervisors at the next meeting of the Planning Commission on December 18, 1953. Councilman Rinn stated that he would be reluctant to take action on the question until the City Planning Commission had made a recommendation. Councilman Rinn was assured by City Attorney Mullen and Councilman Robinson that the City Planning Commission would not resent such action being taken by the City Council. On the motion of Councilman Robinson, the Council then voted to direct a letter to the Board of Supervisors of San Joaquin County stating that, assuming the City of Stockton will make the necessary land in the Civic Center available to the County, the City Council of the City of Lodi favors the Civic Center site for the location of the proposed Courthouse.

On the motion of Councilman Robinson, the meeting was then adjourned to Wednesday, December 23, 1953, at 5:00 o'clock p.m.

  
ATTEST: HENRY A. GLAVES, JR.  
City Clerk